



**UNITED STATES DISTRICT COURT**  
Southern District of Mississippi  
Office of the Clerk

***PUBLIC NOTICE***

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The Local Civil Rules Advisory Committee for the Northern and Southern Districts of Mississippi has proposed the following amendments to the Local Uniform Civil Rules. Attorney and members of the public are invited to submit comments thereon in accordance with Rule 83(a)(1) of the FEDERAL RULES OF CIVIL PROCEDURE. Comments should be submitted in writing (by email or U. S. Mail) and must be received no later than 5:00 pm Monday, July 3, 2023. Comments should be submitted to the clerks of either (or both) courts, as follows:

Hon. David Crews, Clerk  
United States District Court for the Northern District of  
Mississippi  
[David.Crews@msnd.uscourts.gov](mailto:David.Crews@msnd.uscourts.gov)  
Federal Building  
911 Jackson Avenue East  
Oxford, MS 38655

Hon. Arthur Johnston, Clerk  
United States District Court for the Southern District of  
Mississippi  
[Arthur.Johnston@mssd.uscourts.gov](mailto:Arthur.Johnston@mssd.uscourts.gov)  
Thad Cochran United States Courthouse  
501 East Court Street, Suite 2.500  
Jackson, MS 39201

The proposed amendments are noted in redline as follows:

**2023 PROPOSED AMENDMENTS TO LOCAL CIVIL RULES**

## RULE 26. DISCOVERY CONTROL

*Add new subsection (g), as follows:*

- (g) **Agreed Protective Orders.** Protective orders entered by agreement of the parties to facilitate discovery must contain the following language: “This protective order is not a judicial determination that any specific document or information designated by a party as confidential is subject to sealing under L.U.Civ.R. 79 or otherwise. In order for any document or information to be filed under seal, a party must first file a motion to file the document or information under seal in accordance with the procedure set forth in L.U.Civ.R. 79.

## Rule 83.1 ATTORNEYS: ADMISSION AND CONDUCT

*Amend subsection (a) (1) (A) as follows:*

- (a) General Admission of Attorneys
- (1) Any attorney who is a member of the Mississippi Bar must satisfy the following requirements for admission to this court:
- (A) the attorney must produce a ~~photocopy~~ copy of the certification of admission to practice in Mississippi either from the Mississippi Bar or the Mississippi Supreme Court, dated no later than sixty days prior to its submission;
- (B) the attorney must be sponsored by a member of the bar of this court who must certify that the applicant is a member in good standing in the Mississippi Bar and is familiar with the LOCAL RULES and the MISSISSIPPI RULES OF PROFESSIONAL CONDUCT; and
- (C) the attorney must be presented to the court only after filing his or her documentation with the clerk of court, paying the admission fee, and signing the oath. An applicant may then be presented to a district or magistrate judge of this court for formal admission, which may be accomplished in open court or in chambers at any time convenient to the judge. An applicant for admission may be presented for formal admission to any district or magistrate judge in either the Northern or Southern District of Mississippi.

RULE G. FORFEITURE ACTIONS IN REM

*Amend Local Admiralty Rule G (4) (b) as follows:*

- (4) Forfeiture of Other Property. Arrest Warrant In Rem.
  - (a) If property other than real property is already in the possession, custody, or control of the government when the complaint for forfeiture is filed, the clerk of the court will issue a warrant to arrest the property.
  - (b) If property other than real property is not already in the possession, custody, or control of the government, upon a finding of probable cause, **the Court must issue a warrant to arrest the property.**
  - (c) A warrant is not necessary if the property is already subject to a judicial restraining order.